

Ask the designated agent if a list of operator I.D. numbers, with corresponding names of purchasers covering the previous quarter, has been sent to the appropriate county agricultural commissioners who issued the numbers. (The dealer is not required to send the list to the CAC of the county where the dealer is located). Check that the dealer has kept a copy of each form or permit for two years.

Exemptions:

- Sales to dealers.
- Out-of-state/country sales, includes sales for use on tribal lands. (guidance)
- Sales to agricultural or structural PCBs. (3CCR § 6622)

## **8. Out-of-County Sales Reporting 3CCR § 6568(d)**

Scope: A licensed pest control dealer that sells any pesticide that requires the purchaser to have an operator I.D. number.

Verify that the dealer is sending a list of operator I.D. numbers and the corresponding purchaser's names to the appropriate agricultural commissioner for all sales to persons with an operator I.D. number issued by a county other than the county in which the dealer is located.

Exemptions:

- Sales to persons with operator I.D. numbers issued by the commissioner of the county in which the dealer is located.

## **9. Specialized Records – Clorpyralid, Tributyltin 3CCR § 6576/ 6574**

Scope:

- Licensed pest control dealers who sell antifouling paints or coatings containing tributyltin.
- Licensed pest control dealers who sell any pesticide product containing the active ingredient clorpyralid intended for lawn or turf use.

Verify that the dealer has obtained a statement signed by the purchaser for any sales of tributyltin. Verify that the dealer has records of these sales that include the signed statement and the additional required information including the purchaser's license or certificate number and a copy of the vessel registration. The dealer is required to maintain these records in a separate log for two years.

Verify that the dealer has obtained a statement signed by the purchaser for any sales of clorpyralid.

Exemptions: None.

## **10. Containers Secured 3CCR § 6672(b)**

Scope: Any person who controls the use of a property and stores any pesticide. Any person delivering empty or full containers of any pesticide to a property.

Ask the business operator where pesticides are stored. If the company has more than one storage area at different locations, each site should be inspected. Are pesticides and empty containers stored in a locked enclosure? Personal control of containers is allowed if someone maintains control over them at all times. Empty containers left lying around shop buildings or equipment yards may be periodically attended; however, this is not proper storage.

If pesticides, containers or equipment are not in a locked enclosure you must determine if responsible persons on site are adequately attending them. Factors include the proximity of the containers to public access, the proximity of the attending person to the containers and the level of attention the attending person can provide. Are the containers near a road or trail? Are they in plain view of a responsible person? Could someone access the containers without the responsible person seeing them?

Pesticides and containers must not be stored in a manner that creates a hazard to persons, animals, food, feed or property (3CCR§ 6670). All containers larger than 55 gallons that contain liquid pesticide may be secured with a locked closure in lieu of storage in a locked enclosure.

“Attended” means a responsible person present in the vicinity at all times to maintain control over the pesticide to prevent contact by unauthorized persons. Adjacent to roadways or populated areas, the person must have pesticides in sight.

“Enclosure” means a structure, a lockable storage compartment, a locked and fenced area or a truck or trailer with side racks. The enclosure must prevent entry from all sides. If the enclosure does not have a roof, the sides must be a minimum height of six feet above the ground.

Exemptions:

- Containers that hold or have held pesticides packaged, labeled, and used for home use when in the possession of a householder on their property. (3CCR § 6686)
- Sanitizers, disinfectants, and medical sterilants. (3CCR § 6686)
- Pesticides listed in 3CCR § 6402 "exempt materials," must be delivered to a responsible person, but need not be attended or kept in a locked enclosure on a property. (3CCR § 6686)

## **11. Storage Posted “Warning / Danger” 3CCR § 6674**

Scope: Storage areas where containers that hold, or have held, any pesticides with the signal words “DANGER” or “WARNING” are stored.